

**UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Richmond Division**

**TYRONE HENDERSON,
on behalf of himself and others
similarly situated,**

Plaintiff,

V.

Civil Action No. 3:11cv514-REP

VERIFICATIONS INCORPORATED,

Defendant.

**VERIFICATIONS, INC.'S MOTION TO DISMISS COUNTS I, II AND III OF
PLAINTIFF'S FIRST AMENDED CLASS COMPLAINT**

VERIFICATIONS, INC., pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure, moves this Court to dismiss Counts I, II and III of the First Amended Class Complaint filed herein by Plaintiff Tyrone Henderson for the reasons stated in the accompanying memorandum.

Respectfully submitted,

VERIFICATIONS, INC.

/s/
 Charles K. Seyfarth (Va. Bar No. 44530)
 LeCLAIRRYAN, A Professional Corporation
 Riverfront Plaza – East Tower
 951 E. Byrd Street, Eighth Floor
 Richmond, Virginia 23219
 Telephone: (804) 916-7159
 Facsimile: (804) 916-7259
Charles.Seyfarth@leclairryan.com

Megan S. Ben'Ary (Va. Bar No. 47349)
Nicole Pszczolkowski (Va. Bar. No. 80826)
LeCLAIRRYAN, A Professional Corporation
2318 Mill Road, Suite 1100
Alexandria, VA 22314
Telephone: (703) 684-8007
Facsimile: (703) 647-5983
Megan.Benary@leclairryan.com
Nicole.Pszczolkowski@leclairryan.com

Counsel for Verifications, Inc.

CERTIFICATE OF SERVICE

I hereby certify that on this 28th day of February, 2012, I electronically filed the foregoing with the Clerk of Court using the CM/ECF System, which will send a notification of such filing to the following:

Dale W. Pittman, Esquire
The Law Office of Dale W. Pittman, P.C.
112-A W. Tabb St.
Petersburg, Virginia 23803

Leonard A. Bennett, Esquire
Susan Mary Rotkis, Esquire
Consumer Litigation Associates, P.C.
763 J. Clyde Morris Boulevard, Suite 1A
Newport News, VA 23601

Christopher C. North, Esquire
The Consumer & Employee Rights Law Firm, P.C.
751-A Thimble Shoals Blvd.
Newport News, Virginia 23606

Counsel for Plaintiff

/s/

Megan S. Ben'Ary (Va. Bar No. 47349)
LeCLAIRRYAN, A Professional Corporation
2318 Mill Road, Suite 1100
Alexandria, VA 22314
Telephone: (703) 684-8007
Facsimile: (703) 647-5983
Megan.Benary@leclairryan.com

Counsel for Verifications, Inc.